

Oneida Nation

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Oneida, WI 54155

BC Resolution # 08-10-22-B

Authorization and Delegation of Authority to Enter Into the State Small Business Credit Initiative (SSBCI) Allocation Agreement with the U.S. Department of Treasury

- WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe recognized by the laws of the United States of America; and
- WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1, of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- WHEREAS,** President Biden signed into law the American Rescue Plan Act, which authorized and funded the State Small Business Credit Initiative (“SSBCI”) which provides funds to Indian tribes, amongst others, to assist tribal small businesses access capital needed to invest in job-creating opportunities in the wake of the COVID-19 public health emergency; and
- WHEREAS,** the Oneida Nation signaled its interest in participating in SSBCI for the benefit of its membership and economy by submitting its Notice of Intent (“NOI”) to apply to the U.S. Treasury on August 12, 2021; and
- WHEREAS,** the Oneida Business Committee will submit its application to the U.S. Treasury for the SSBCI funding by the September 1, 2022 deadline; and
- WHEREAS,** the Oneida Nation will use SSBCI funds to leverage credit options for its tribal member entrepreneurs and business owners, often underserved and undervalued by the traditional lending market; and
- WHEREAS,** the Oneida Business Committee will direct the SSBCI funds be inserted into the tribal business community through Bay Bank, a full-service bank wholly owned by the Oneida Nation and created to service the Oneida community, nearby tribes, and the neighboring communities; and
- WHEREAS,** the Oneida Business Committee, through this resolution, will authorize the Chairman Tehassi Hill to submit the Oneida Nation’s SSBCI application through the U.S. Department of the Treasury portal, and Chairman Tehassi Hill may delegate this responsibility to Justin Nishimoto without additional actions by the Oneida Business Committee; and
- WHEREAS,** the Oneida Business Committee, through this resolution, designates itself, as the tribal government, to be the Implementing Entity that will accept the SSBCI allocation for the Oneida Nation and has the legal authority to enter immediately into the Allocation Agreement with the U.S. Department of the Treasury; and

WHEREAS, the Oneida Business Committee will delegate to Chairman Tehassi Hill the authority to enter into the Allocation Agreement on behalf of the Oneida Nation and with the U.S. Department of the Treasury.

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee designates itself as the Implementing Entity that will accept the SSBCI allocation for the Oneida Nation, and the Oneida Business Committee, as the Oneida Nation governing body, affirms and attests hereby it has legal authority to enter immediately into the Allocation Agreement with the U.S. Department of the Treasury.

BE IT FURTHER RESOLVED, the Oneida Business Committee will submit its SSBCI application to the U.S. Treasury for the SSBCI funding by the September 1, 2022, deadline.

BE IT FURTHER RESOLVED, the Oneida Business Committee authorizes the Chairman Tehassi Hill to submit the Oneida Nation's SSBCI application through the U.S. Department of the Treasury portal and Chairman Tehassi Hill may delegate this responsibility to Justin Nishimoto without additional actions by the Oneida Business Committee.

BE IT FURTHER RESOLVED, the Oneida Business Committee delegates to Chairman Tehassi Hill the authority to enter into the Allocation Agreement on behalf of the Oneida Nation and with the U.S. Department of the Treasury.

BE IT FINALLY RESOLVED, the Oneida Business Committee mandates SSBCI funds be introduced into the tribal business community through Bay Bank and directs Bay Bank to use the SSBCI funds to leverage credit options for its tribal member entrepreneurs and business owners, who are underserved and undervalued by the traditional lending market, in accordance with tribal and federal laws and regulations.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 5 members were present at a meeting duly called, noticed and held on the 10th day of August, 2022; that the forgoing resolution was duly adopted at such meeting by a vote of 4 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Liggins, Secretary
Oneida Business Committee

*According to the By-Laws, Article I, Section 1, the Chair votes "only in the case of a tie."